



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
PATENT EXAMINING OPERATION

Elan  
AF

Applicants: KEIL, KURT  
Serial No.: 09/892,359  
Filed: June 28, 2001  
Mark: STRUCTURAL TUBING  
MEMBERS WITH FLARED OUT  
END SEGMENTS FOR  
CONJOINING

Group Art Unit: 3637  
Docket No.: KK#2-3  
Preliminary Class: Unknown  
Examiner: Phi P A

**REPLY BRIEF TO FINAL PTO ACTION ON MERITS OF 07/27/05**

**RECEIVED**

AUG 09 2005

**GROUP 3600**

Commissioner for Patents  
Box 1450  
Alexandria, Va. 22313-1450

Dear Sir:

Preamble. The latest PTO action of July 27<sup>th</sup> last, having an extendable shortened statutory for appeal, presently set to expire on 26 Oct 2005, was made in response to our substantive reply brief of 02 May 2005. .

The Rejection of Certain Ongoing Claims under Code Section 103 (a)

This ground of rejection was fully treated in our reply brief filed July 2004, and is still fully applicable to transverse the Section 103 rejection is predicated on a single citation. That argument was incorporated by reference in response to the rejection in the July 2004 reply.

RECEIVED  
OIPE/1AP  
AUG 12 2005

IN THE CLAIMS

Claims 1 to 26 are pending in the application.

Amended claims 1 to 20 and 23 stand allowed by virtue of the official letter of 07/27/05.

Amended claims 21, 22, 24, 25 and 26 are finally rejected in the letter of 07/27/05.

Applicant's Response

Cancel claims 21, 22, 24, 25 and 26 without prejudice to their being presented in a continuing application. Rider A sums up status of all the claims.

In view of the foregoing cancellation, all issues stand resolved. Favorable consideration and a notice of allowance to the allowed claims 1 to 20 and 23 is respectfully solicited.

*Accepted on*



A. R. Eglinton Reg. # 19,868  
601 Stoney Run Road R. D. # 5  
Pottsville, Pa. 17901  
(570) 385-5021

Encl. Rider A

*LCST CARP*

Rider A to Reply Brief to Official Action of 07/27/05 (USS 09 892,359) Mailed August 2005

Current Status of all Pending Claims

1. Allowed as of April 2005
2. "
3. "
4. "
5. "
6. "
7. "
8. "
9. "
10. "
11. "
12. "
13. "
14. "
15. "
16. "
17. "
18. "
19. "
20. "
21. Cancelled 8/2005
22. "
23. Allowed
24. Cancelled 8/2005
25. "
26. "